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OFFICE OF PETITIONS

In re Application of
Vennat
Application No. 10/632,577
Filed: July 28, 2003
Attorney Docket No. P1714US01
For: DOWNHOLE TURBOMACHINES FOR
HANDLING TWO-PHASE FLOW

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: DECISION ACCORDING STATUS
: UNDER 37 CFR 1.47(b)
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This is in response to the petition under 37 CFR 1.47(b), filed November 17, 2003. The petition and accompanying papers were not promptly matched with the application file because the transmittal letter to the petition cited incorrect application no. 10/632,557. This error has been corrected.

The petition is granted.

Petitioner has shown that the non-signing inventor, Jose John Vennat, has refused to join in the filing of the above-identified application after having been presented with the application papers. Specifically, the statement of facts of Attorney David M. Sullivan establishes that when the inventor was hand delivered the application papers on May 30, 2003, he expressly refused to sign the declaration and on June 27, 2003 the inventor was mailed the application papers, including the specification, claims and drawings, but failed to respond to the request that he sign the declaration. Petitioner has shown that Wood Group ESP, Inc. has a proprietary interest in the above-identified application with the copy of the employment agreement showing that the inventor had an obligation to assign any patent rights to Electrical Submersible Pumps, Inc., which later changed its name to Wood Group ESP, Inc.. Lastly, petitioner has submitted a declaration in compliance with 37 CFR 1.63 and 1.64 and petitioner has shown that such action is necessary to prevent irreparable damage.

This application and papers have been reviewed and found in compliance with 37 CFR 1.47(b). This application is hereby accorded Rule 1.47(b) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

After this decision is mailed, the above-identified application will be forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries should be directed to the undersigned at (703) 308-6712.

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